## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

TROY	SPENCER,		)					
		Plaintiff,	)					
	v.		)	No.	4:04	CV	1375	DDN
DORN	SCHUFFMAN,		)					
		Defendant.	)					

## ORDER

In accordance with the Memorandum filed herewith,

IT IS HEREBY ORDERED that plaintiff's first amended complaint (Doc. 6) is dismissed without prejudice. Any pending motions are denied as moot. Plaintiff may have twenty days to file an amended complaint.

DAVID D. NOCE

UNITED STATES MAGISTRATE JUDGE

Signed on August 1, 2005.